

MARCH 10, 1997

7:00 P.M.

REGULAR CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
109 SOUTH KING STREET

PRESENT: JOHN D. MEADOWS, III, MAYOR  
JOHN D. SHELTON, MAYOR PRO-TEM  
PAUL MCENTIRE, COUNCILMAN  
JIMMY PALMER, COUNCILMAN  
RONALD H. WOODS, COUNCILMAN

ALSO: WILLIAM P. BAILEY, CITY ATTORNEY  
KELLY CORNWELL, DIRECTOR UTILITIES/PUBLIC  
WORKS  
EDDIE PETERSON, ASST. DIRECTOR UTILITIES/  
PUBLIC WORKS  
CATHY HARRISON, CITY ADMINISTRATOR

1. Mayor Meadows welcomed everyone to the March 10, 1997 Regular City Council Meeting, and gave the invocation.
2. Mayor Meadows led the group in the Pledge of Allegiance to the U.S. Flag.
3. Minutes of the February 24, 1997 Regular City Council Meeting were approved as written.
4. Mayor's Comments:
  - a. A report was given on the excellent condition of Larry Phillips, Fireman with the Calhoun Fire Department, who on March 4, 1997 had a kidney transplant, and at this time is doing quite well.
  - b. Mayor Meadows stated that Representative Thomas E. Shanahan reported to the community that Phase II funding for the Coosa Valley Technical School Sattelite Facility in Calhoun had not been included in Governor Miller's Budget. Representative Shanahan stated that he had been successful in having the item reinstated to the House Budget, however, it had become a problem in the Senate. Representative Shanahan solicited assistance from local supporters of the school to contact members of the Senate regarding the matter. Mayor Meadows stated that several had contacted Lt. Governor Pierre Howard, and he was glad to report that based upon the assistance from Representative Shanahan, Lt. Governor Pierre Howard, and Senator David Ralston the item had been reinstated in the Senate Budget.
  - c. Mayor Meadows reviewed several items in the State Legislature which were of interest to the local communities. Those being HB 489 regarding Service Delivery; HB 490 regarding Special Local Option Sales Tax; and HB 491 regarding the Chart of Accounts. He stated although HB 489 would have some negatives for cities, that it would be a way of reducing double taxation. He asked everyone to become familiar with these bills, and the effect that they would have on local communities.
  - d. Mayor Meadows took an opportunity to congratulate the Council on its firm stand not to change the Sign Ordinance. He stated he had recently checked the number of signs in an area north of Calhoun, which was not regulated by the same rules, and within a one (1/2) mile area there were approximately 30 signs.
  - e. Mayor Meadows stated that he had received recent

notification by the local cable station that another price increase was being considered effective April, 1997. He stated he had obtained the following information: Basic Cable Service in Ft. Oglethorpe includes 49 channels at a base price of \$24.56 monthly; Chicamauga has 49 channels at a base price of \$23.54; Rome has 61 channels with a price of \$26.23; Tallapoosa has 44 channels at a price of \$21.15; Calhoun has 31 channels at a price of \$21.98. He stated he was most disappointed in the limited number of channels available to the Calhoun area, however, the price was that of communities with much higher channel access.

5. Council's Comments:

- a. Mayor Pro-Tem Shelton stated the Fire Department answered 41 calls in the month of February, with a loss of \$26,100.00 in damages. Mr. Shelton reported that several members of the Fire Department had attended a Public Safety Class during the month. He stated during the month of February Calhoun Police Officers made 205 arrests, 12 for driving under the influence, and collected \$21,873.50 in fines was collected. He stated 107 warning tickets and 47 parking tickets were issued. He stated they worked 116 accidents, provided 71 escorts and answered 53 alarms.
- b. Councilman McEntire stated the Water/Sewer Construction Department made 42 water taps and seven sewer taps during the month of February. He stated they installed 600 ft. of two inch PVC Line. He stated the Sewer Inflow and Infiltration Crew repaired six manholes which were allowing approximately 11,000 gallons of infiltration per day. Councilman McEntire stated the Waste Treatment Plant treated an average daily flow of 10.53 MGD with the average BOD effluent being 24, average Suspended effluent being 24 and average COD effluent 128. He stated the Water Treatment Plant treated a daily average of raw water of 11.611 MGD of raw water, compared to 12.026 MGD for the same period in 1996.
- c. Councilman Palmer stated the Electric Department sold 23,516,413 KWH of electricity in the month of February to a customer base of 3,841. He stated they provided 23 inspections, installed 9 meters and issued 8 permits. Councilman Palmer stated the Building Inspection Department sold 10 new residential permits for \$988,500.00 in construction cost. He stated they issued permits for three commercial additions, three new industrial permits for \$457,000.00, and one residential apartment complex for \$100,000.00.
- d. Councilman Woods stated the Street Department cleaned debris around all of the water tanks located throughout Gordon County, cut right-of-ways, hauled fill dirt to the new ball fields, and cleaned up leaves and brush around town. He stated the Sanitation Department continued its regular commercial route, and continued to rebuild and repair dumpsters. Councilman Woods stated the Cemetery Department supervised the opening and closing of 17 graves, and provided general maintenance in addition to continual conversion of all manual card files to a specially designed computer program. He stated the Parks Department worked at the Water Treatment Plant, and provided general maintenance. He stated the Rabies Control Department housed 27 dogs and 24 cats during the month of February, and issued three new licenses.
- e. Following discussion, the Council agreed to change the Budget Calendar for the May 5 Work Session to May 8, 1997.

6. Public Hearings & Comments:

- a. A 2nd reading of the Cemetery Ordinance Amendments was given by Mayor Meadows. The public hearing was opened. There were no comments, and the hearing was closed. Councilman Woods made a motion to waive the 3rd and 4th reading and to approve the Cemetery Ordinance Amendments, 2nd by Councilman McEntire with Councilman Woods, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried. #607-A
- b. A public hearing was opened on the CDBG Block Grant for Phase I improvements in the Mill Village area. John Sweitzer, Engineer for the project, reviewed the area which would consist of 1st through 8th Streets located on the north side of Red Bud Road which would include improvements to the main sewers, and improvements to the water lines in the area. This would also include additional fire hydrants and some improvement to the street radius to allow the garbage trucks and emergency vehicles access. Some drainage problems would be improved also. The total project would be \$590,000.00 with \$90,000.00 being the local share and \$500,000.00 being the amount of the Block Grant. Engineer Sweitzer stated there would be no relocation of residents necessary during the project, and that the environmental assessment is in process and will be completed shortly. Following this, plans will be completed by his office, and bids will be taken. The work is scheduled to be completed by June 30, 1998. He stated it is projected that 177 people will benefit from the grant, and that 150 of these will be low/moderate income families. There were no other comments, and the hearing was closed.
- c. A 4th reading of the Marvin Taylor Annexation/New Zoning Request for approximately five acres on the east side of Highway 41, north of Union Grove Road for C-2 and Ind.-H zoning was given. Councilman Woods stated that the work had not been completed by Mr. Taylor, and that he requested the item be tabled indefinitely. Mayor Meadows accepted the recommendation, and tabled the item.
- d. A presentation to the Mayor and Council was made by the Gordon Hospital Foundation Board, Chaired by Ms. Bobbie Mathews. Mollie Jenkins, Chairperson of the Health Outreach Committee and Joe Wilbanks reviewed the Federal Grant Application which would be filed by the Hospital Foundation Board for \$160,000.00 of which 40% could go toward a van which could be used to provide health services throughout Gordon County. Ms. Jenkins stated the Committee was soliciting assistance from a broad base, including local government, industry, health department, hospital, physicians and others to provide the mobile unit and staff for the program. She stated the grant would assist not only with the cost of equipment and the van, but also could be used for partial coverage of operating cost. She stated the Health Outreach Committee of the Foundation Board was requesting a donation of \$8,500.00 for the first year from the Council, with a \$2,000.00 annual support for continued services. She stated the grant application had a submittal date of March 28, 1997, and that she would need response by the Council by that time. Following questions by the Council and comments from the City Attorney, who stated he would review possible methods for drafting a contract which would allow the \$8,500.00 donation should a grant be awarded. Mayor Meadows stated the Council was in favor of the idea of providing assisted health outreach to Calhoun, Gordon County, and that the City would be willing to pay its share should the grant be awarded if a contract could be established

which would allow the donation. He stated a formal response would be made on March 24.

7. Old Business:

- a. Harrison stated a delegation composed of residents of Sanders Subdivision (Don Sanders, J.C. Black, Mathew Robinson, Kelly Cornwell and herself) had visited the USDA Rural Development Office in Cartersville on March 10, and had inquired about possible funding sources for Sanders Subdivision. The result of the meeting was there were no grants available, however, through the Communities Facilities Program, they would be able to offer a loan guarantee, with the loan being made by the City and County or by the City through a local bank. Harrison stated that she wanted to check one other possible source, that being the Georgia Environmental Facilities Authority and SRF Program. Following that review a second informational meeting would be held with members of the community to determine if the majority of the residents would be willing to enter into a program by which they would pay in addition to their monthly utility rates for water and sewer, a fee which would serve to repay the loan over a five or seven year period. Harrison stated a second meeting was held with Mr. Smith and Mr. Huckabee of the Rural Development Office regarding funding for the airport terminal. The programs also available would include a loan guarantee which could be handled with the aid of a local bank through which the Airport Authority could borrow the funds with agreements of repayment to be made by the City and County on a semi-annual or annual basis over a certain period of time. The members of the Airport Authority also attending the meeting were Chairman Butch Layson, Thomas Owens and Marvin Taylor. She stated the group was very pleased with the possibilities of funding for a terminal which was not eligible for Federal and State Funding, and which would be hard to secure from local governments in a one year budget request. Harrison stated she obtained preapplications for the terminal program, and a meeting had been set up with Lloyd Fraizer of Coosa Valley RDC who would assist the Airport Authority in completing the application. Councilman Palmer stated that in view of these developments that he would recommend the remaining part of the property owned by the City of Calhoun in the area on the West side of Highway 41 and on the East side of the airport complex be donated to the Airport Authority for construction of the terminal and for future development sites for corporate hangers and T-hangers. Following discussion, Councilman Palmer made a motion to transfer title to the Airport Authority with the understanding that should the property (approximately 11 acres) cease to be used for airport purposes, it would revert back to the City of Calhoun, 2nd by Councilman Woods with Councilman Palmer, Councilman Woods, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- b. Mayor Meadows stated the deadline for applications for the Street Superintendent was March 5, 1997 and that the applications received would be reviewed, and interviews would be held by staff.

8. New Business:

- a. A 1st reading of the Annexation/New Zoning Request of Stanley Simpson and Bill Walraven for approximately 20 acres east of Highway 41 North, west of the railroad and Gee Road for C-2 zoning. Councilman Woods made a motion

- to set the public hearing for April 14, 1997 at 7:00 P.M., 2nd by Councilman McEntire with Councilman Woods, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- b. A 1st reading of the Annexation/New Zoning Request of Rawlan M. Whittemore, Minnie Lee Whittemore, and C.H. Smith as individuals and Minnie Lee Whittemore and C.H. Smith as heirs of Robert L. Smith for approximately 11 acres of property east of Highway 41 North west of the railroad and north of the Simpson/Walraven property for C-2 zoning was given. Councilman Woods made a motion to set the public hearing for April 14, 1997 at 7:00 P.M., 2nd by Mayor Pro-Tem Shelton with Councilman Woods, Mayor Pro-Tem Shelton, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.
  - c. A 1st reading of the Annexation/New Zoning Request of Huntsman Packaging located on the west side of Highway 41 South, south of Goodyear for Industrial-G zoning was given. Councilman Woods made a motion to set the public hearing for April 14, 1997 at 7:00 P.M., 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
  - d. A request was made by Paul and Joey Lusk to dedicate Vogel Street in Parks Place Subdivision located in Land Lot 196 of the 14th District and 3rd Section of Gordon County to the City of Calhoun. Kelly Cornwell stated the street had been reviewed by the City, and was found to be built in accordance with city street specifications. Attorney Bailey stated the owners had submitted a Warranty Deed with Quit Claim Deeds and also with a Title Opinion, and based upon confirmation of receipt of all the proper Quit Claim Deeds, Attorney Bailey stated he would recommend a transfer from the legal standpoint. Cornwell stated based upon the construction of the road, that he would recommend the transfer of title to the City from the Public Works Department. Following discussion, Councilman Woods made a motion to accept Vogel Street as a city street, 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
  - e. A 1st reading of the amended Sewer Ordinance was presented. Mayor Meadows stated the ordinance was a product of over 12 months of negotiations with EPD and the City of Calhoun. He commended Kelly Cornwell for his work in this area. He stated the amended Sewer Use Ordinance was 33 legal pages in length, and following a motion by Councilman McEntire and a 2nd by Councilman Palmer to suspend the rules as to a first reading. Mayor Meadows read the title, and stated the complete text of the amended Sewer Use Ordinance would be available at City Hall and at the Public Works Director's Office for it to be reviewed in its entirety during normal business hours, and a copy would be forwarded to the Economic Development Committee of the Chamber of Commerce for their review. The motion was approved, and the rules were suspended requiring a first reading. Councilman Palmer made a motion to set the public hearing for the amended Sewer Use Ordinance on April 14, 1997 at 7:00 P.M., 2nd by Councilman Woods with Councilman Palmer, Councilman Woods, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
  - f. Attorney William P. Bailey read a proposed resolution governing a Revenue Bond Issue of the Industrial Development Authority of Gordon County for one million dollars to fund improvements and machinery purchases for Aladdin Industries for their facilities in Calhoun, Gordon County. Following review of the resolution,

Councilman Woods made a motion to adopt and authorize the Mayor to sign, 2nd by Mayor Pro-Tem Shelton with Councilman Woods, Mayor Pro-Tem Shelton, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.

- g. In reference to the amendment to the Telecommunications Project Contract with MEAG, Attorney Bailey stated the request had been made by Director Cornwell to hold the item until March 24, 1997 to clarify language in Section 311.

9. Other Written Items Not on the Agenda:

- a. Harrison stated that Harry Maddox of the Cartersville DOT Office had notified the City that based upon the City's agreement to close the Old Red Bud Road, the City would be eligible for one red light on Red Bud Road. Following discussion as to the two locations which had been considered, one at Springdale Drive and one at College Street, Councilman Palmer made a motion to recommend Springdale Drive as the site for the light, 2nd by Mayor Pro-Tem Shelton with Councilman Palmer, Mayor Pro-Tem Shelton, Councilman McEntire and Councilman Woods voting affirmatively, motion carried. Mayor Meadows stated that with a red light being located at Springdale Drive, that it would be necessary for the owners of Sequoyah Village to relocate their drive for it to be parallel with Springdale Drive. He stated that the owner of the shopping center was the owner of property on Victory Drive, and he might be agreeable to the trade of work to relocate the drive for the property located on Victory Drive which would allow the road bed to be changed reducing the radius of the curve on Victory Drive as it flows into Highway 41. Mayor Meadows asked the staff to continue to discuss this possibility with the owners of the shopping center, and to report its findings to the Mayor and Council at the March 24th meeting.

10. Director Cornwell's Work Report:

- a. Cornwell stated the City had obtained bids for installation of fiber optics construction, as well as, consulting and engineering services, and he asked Larry Vickery of the Electric Department to review those for the Mayor and Council. He stated the engineering had been reviewed as to the three lowest bidders, those being Key Services \$88,336.80, Global Optics \$88,236.00 and Atlanta Engineering Group \$89,683.20. He stated of the three lowest, Atlanta Engineering Group was the highest, but their bid included some mapping that would be available to the City which was included in the price and justified the additional cost. He also recommended a contract with Marabel - Pirkle Contractors for line preparation and also a known disclosure contract with AT&T regarding long distance access. The Marbable - Pirkle Contract would be on an hourly basis, and would be a short term contract. He stated the department had worked with the company previously, and they were an excellent contractor and most reliable. The Mayor and Council reviewed the recommendations, and following the review, Councilman McEntire made a motion to approve the recommendation to approve the contracts subject to those items being changed as requested by City Attorney Bailey based upon the proper presentation of insurance and bonds, and to authorize the Mayor to sign contracts when the noted changes were made, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively,

motion carried. Larry Vickery also stated that the MEAG Telecommunications Committee had been successful in obtaining bulk bids, and that pricing through the bulk purchases would allow the City to have lower cost on the items to be ordered for lighting the fiber. He stated he anticipated a mid June completion of the project if weather remained constant and there are no unforeseen problems.

- b. Director Cornwell stated the City would provide a 1/2 day seminar with Hensley Smith Engineers and John Sweitzer to discuss metal limits for all of the industrial sewer customers. He stated the training seminar would be prior to the April 14 Public Hearing on the new Sewer Use Ordinance.
  - c. Eddie Peterson stated the Piedmont Street Project is moving ahead. He stated engineering is 90% complete. He stated he is visiting each person who will be asked to grant easements or rights-of-way, and that he is hopeful work on utilities can begin in June of 1997.
11. Councilman Woods made a motion to move to Executive Session for a real estate matter, 2nd by Councilman McEntire with Councilman Woods, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
  12. Councilman Palmer made a motion to move to General Session, 2nd by Councilman Woods with Councilman Palmer, Councilman Woods, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
  13. Councilman McEntire made a motion to Adjourn, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

Approved:

Submitted:

  
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 John D. Meadows, III  
 Mayor

  
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 Cathy Harrison  
 City Administrator

